

House File 152 - Introduced

HOUSE FILE 152

BY RUNNING-MARQUARDT, KRESSIG,
and STECKMAN

A BILL FOR

1 An Act relating to fines and driver's license suspensions for
2 certain motor vehicle violations resulting in death and
3 including penalty provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.482A, Code 2015, is amended to read
2 as follows:

3 **321.482A Violations resulting in injury or death —**
4 **additional penalties.**

5 Notwithstanding section 321.482, a person who is convicted
6 of operating a motor vehicle in violation of section 321.178,
7 subsection 2, paragraph "a", subparagraph (2), section
8 321.180B, subsection 6, section 321.194, subsection 1,
9 paragraph "d", section 321.256, section 321.257, section
10 321.275, subsection 4, section 321.276, 321.297, 321.298,
11 321.299, 321.302, 321.303, 321.304, 321.305, 321.306, 321.307,
12 321.308, section 321.309, subsection 2, or section 321.311,
13 321.319, 321.320, 321.321, 321.322, 321.323, 321.324, 321.324A,
14 321.327, 321.329, 321.333, or 321.372, subsection 3, causing
15 serious injury to or the death of another person may be subject
16 to the following penalties in addition to the penalty provided
17 for a scheduled violation in section 805.8A or any other
18 penalty provided by law:

19 1. For a violation causing serious injury, a fine of five
20 hundred dollars or suspension of the violator's driver's
21 license or operating privileges for not more than ninety days,
22 or both. For purposes of this subsection, "*serious injury*"
23 means the same as defined in section 702.18.

24 2. For a violation causing death, a fine of ~~one~~ two thousand
25 dollars ~~or and~~ suspension of the violator's driver's license
26 or operating privileges for not more than one ~~hundred eighty~~
27 ~~days, or both~~ year. As an alternative to the fine imposed by
28 this subsection, the court may order the violator to perform
29 one hundred hours of unpaid community service in an agency,
30 organization, or program related to motor vehicle safety and
31 to attend a driver improvement course approved or administered
32 by the department of transportation. The department of
33 transportation shall adopt rules to approve or administer a
34 driver improvement course in accordance with this subsection.
35 The purpose of the course shall be to educate violators about

1 safe driving practices and compliance with the motor vehicle
2 laws of this state.

3 EXPLANATION

4 The inclusion of this explanation does not constitute agreement with
5 the explanation's substance by the members of the general assembly.

6 For certain motor vehicle violations resulting in death, the
7 bill doubles the amount of the fine to \$2,000 and doubles the
8 maximum length of the suspension of the violator's driver's
9 license to one year. The bill also provides an alternative to
10 the fine. In lieu of imposition of a fine, the court may order
11 the violator to perform 100 hours of community service related
12 to traffic safety and take a driver improvement course approved
13 or administered by the department of transportation by rule.